

DEPARTMENT OF INDUSTRIAL RELATIONS  
DIVISION OF LABOR STATISTICS & RESEARCH

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HOLIDAY PROVISION

FOR

**LANDSCAPE/IRRIGATION LABORER/TENDER**  
**LANDSCAPE/IRRIGATION LABORER**  
**LANDSCAPE/IRRIGATION TENDER**

IN

IMPERIAL, INYO, KERN, LOS ANGELES, MONO, ORANGE,  
RIVERSIDE, SAN BERNARDINO, SAN LUIS OBISPO, SANTA  
BARBARA, AND VENTURA COUNTIES

WEX 111  
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**AGREEMENT**

**Between**

**THE SOUTHERN CALIFORNIA DISTRICT COUNCIL OF LABORERS  
and its affiliated Local Unions**

#89, San Diego, #220, Bakersfield, #300, Los Angeles,  
#402, Coastal Counties, #507, Long Beach, #585,  
Ventura, #591, Santa Barbara, #652, Santa Ann, #783,  
San Bernardino, Inyo and Mono, #802, Wilmington, #806,  
Pomona, #1082, El Monte, and #1184, Riverside and  
Imperial

**and**

**THE CALIFORNIA LANDSCAPE AND IRRIGATION COUNCIL, INC.**

THIS AGREEMENT entered into this 1st day of October, 1997, by and between the CALIFORNIA LANDSCAPE AND IRRIGATION COUNCIL, INC., hereinafter referred to as the Contractor or C.L.I.C., and the SOUTHERN CALIFORNIA DISTRICT COUNCIL OF LABORERS and its affiliated Local Unions in the twelve Southern California Counties, hereinafter referred to as the Union.

The Contractor hereby recognizes the Union who is signatory hereto as the sole and exclusive collective bargaining representative of all employees of the Contractor signatory hereto over whom the Union has jurisdiction. Upon being presented with signature cards showing that a majority of the Contractor's employees covered by this Agreement have designated the Union as their exclusive representative for purposes of collective bargaining, the Contractor shall furnish to the Union a letter granting to the Union such recognition. It is understood that the Union does not at this time, nor will it during the term of this Agreement, claim jurisdiction over the following classes of employees: executives, civil engineers and their helpers, superintendents, assistant superintendents, master mechanics, timekeepers, messengers, office workers, or any employees of the Contractor above the rank of craft foreman. Master mechanic is defined as any person performing mechanical work on a full-time basis such as maintaining and repairing tractors and motor vehicles and who performs no landscape work.

The Union hereby recognizes the California Landscape and Irrigation Council as the sole and exclusive collective bargaining representative for all present and future members, and/or other Contractors who may designate the California Landscape and Irrigation Council as their representative.

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Article VI hereof. If a Steward is laid off without notifying the Business Representative and the above procedure is not followed, the Contractor shall pay the Steward his regular wages for all days lost by this layoff.

The Steward is to receive grievances or disputes from employees of his craft and shall immediately report them to his Business Agent who shall immediately attempt to adjust said grievance or dispute with the Contractor or his representative.

If the grievance or dispute is not satisfactorily adjusted by the Business Agent and the Contractor or his representative within three (3) days, either party may refer the matter to the grievance procedure provided in Article VI hereof.

B. The Contractor agrees and understands that the Steward is not a representative of the Union, but of the employees on the job on which the Steward is employed. The sole grant of authority to the Steward by the Union is set forth in Paragraph A above. The Steward has no other authority expressed or implied, granted by the Union.

#### ARTICLE VIII HOLIDAYS

The following days are recognized as holidays: New Year's Day, Memorial Day, Independence Day, Labor Day, Veterans' Day, Thanksgiving Day, Day after Thanksgiving Day, and Christmas Day. If any of the above holidays should fall on Sunday, the Monday following shall be considered a legal holiday. Work on such days shall be paid for at the Laborers' holiday overtime rate. No work shall be required on Labor Day except in cases of extreme urgency when life or property is in imminent danger. At such a time as Federal laws designate certain of the foregoing holidays to be celebrated on Monday, the same shall apply to this Agreement .

#### ARTICLE IX WORK COVERED

A. The landscape industry is defined as follows: Decorative landscaping, such as decorative walls, pools, ponds, reflecting units, lighting displays low voltage, handgrade landscaped areas, tractor grade landscaped areas, finish rake landscape areas, spread top soil, build mounds, trench for irrigation manual or power, layout for irrigation, backfill trenches, asphalt, plant shrubs, trees, vines, set boulders, seed lawns, lay sod, use ground covers such as flated plant materials, rock rip rap, colored rock, crushed rock, pea gravel, and any other landscapable ground covers, installation of header boards and cement mowing edges, soil preparation such as wood shavings, fertilizers, organic, chemical or synthetic, top dress